



Entered on Docket
December 31, 2009

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for Secured Creditor THE BANK OF NEW YORK MELLON FORMERLY
KNOWN AS THE BANK OF NEW YORK AS SUCCESSOR TRUSTEE TO
JP MORGAN CHASE BANK, AS TRUSTEE

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re

HOWARD STEVEN BAKER AND
MARILYN THERESA BAKER,

Debtor(s).

Bankruptcy Case No. BK-S-09-28988-lbr
Chapter 7

THE BANK OF NEW YORK MELLON
FORMERLY KNOWN AS THE BANK OF
NEW YORK AS SUCCESSOR TRUSTEE
TO JP MORGAN CHASE BANK, AS
TRUSTEE'S ORDER TERMINATING
AUTOMATIC STAY

Date: December 1, 2009

Time: 1:00 P.M.

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1 A hearing on Secured Creditor The Bank of New York Mellon formerly known as
2 The Bank of New York as successor Trustee to JP Morgan Chase Bank, as Trustee's Motion for
3 Relief From the Automatic Stay came on regularly for hearing in the United States Bankruptcy
4 Court before the Honorable Linda B. Riegler.

5 The court having duly considered the papers and pleadings on file herein and
6 being fully advised thereon and finding cause therefor:

7 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

8 The automatic stay of 11 United States Code section 362 is hereby immediately
9 terminated as it applies to the enforcement by Movant of all of its rights in the real property
10 under the Note and Deed of Trust encumbering the real property commonly known as 8928
11 Rainbow Ridge Drive, Las Vegas, Nevada 89117 ("Real Property"), which is legally described
12 as:
13

14 LOT SIX (6) IN BLOCK THREE (3) OF
15 FOOTHILLS COUNTRY CLUB UNIT NO. 1, AS
16 SHOWN BY MAP THEREOF ON FILE IN BOOK
17 37 OF PLATS, PAGE 20, AND AS AMENDED
18 BY CERTIFICATE OF AMENDMENT
19 RECORDED NOVEMBER 2, 1988 IN BOOKO
20 881102 AS INSTRUMENT NO. 00753 IN THE
21 OFFICE OF THE COUNTY RECORDER OF
22 CLARK COUNTY, NEVADA.

23 Upon the lift of stay on Debtor's real property a 5 day notice must be sent to the
24 debtor prior to the sale.

25 APPROVED/DISAPPROVED

26 _____
27 WILLIAM A. LEONARD
28 TRUSTEE

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ALTERNATIVE METHOD re: RULE 9021:

In accordance with LR 9021, counsel submitting this document certifies as follows (check one):

☐ The court has waived the requirement of approval under LR 9021.

☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

☐ Approved. - Debtor(s)/Debtor(s)'----- Attorney/Trustee

☐ Disapproved. - Debtor(s)/Debtor(s)'----- Attorney/Trustee

☒ Failed to respond. - Trustee

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Submitted by:

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Attorney for THE BANK OF NEW YORK MELLON FORMERLY KNOWN AS THE BANK OF NEW YORK AS SUCCESSOR TRUSTEE TO JP MORGAN CHASE BANK, AS TRUSTEE